

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

**CONNECTICUT GENERAL LIFE
INSURANCE COMPANY and
CIGNA HEALTH AND
LIFE INSURANCE COMPANY,**

Plaintiffs,

VS.

HUMBLE SURGICAL HOSPITAL, LLC

Defendant.

ਸਤਿਨਾਮੁ ॥

JURY DEMANDED

CIVIL ACTION NO.: 4:13-cv-3291

CIGNA'S OBJECTIONS AND COUNTER-DESIGNATIONS TO HUMBLE'S TRIAL DEPOSITION DESIGNATIONS

Pursuant to agreement between the parties, Plaintiffs Connecticut General Life Insurance Company and Cigna Health and Life Insurance Company (“Plaintiffs” or “Cigna”) submit its Objections and Counter-Designations to Humble’s Trial Deposition Designations of Linda Halik and Robert Patterson. Cigna reserves its right to submit additional designations of any witness on Humble’s trial list in the event that Humble informs Cigna it no longer plans to present a witness live at trial.¹

¹ The parties have reserved the right to cross-designate additional deposition testimony to the extent necessary. At that time, Cigna will provide the Court with a color coded copy of the deposition transcripts.

A. Cigna's Objections and Counter Designations for Linda Halik

1. Deposition Objections to Linda Halik:

Begin Page	Begin Line	End Page	End Line	Objection
11	21	11	27	Relevance. FRE 402, 403.
12	14	12	20	Relevance. FRE 402, 403.
29	18	29	23	Relevance. FRE 402, 403.
37	9	38	7	Relevance; Foundation; Speculative (38:4-9). FRE 402, 403, 602.
38	4	38	9	Relevance; Foundation; Speculative. FRE 402, 403, 602.
64	23	64	27	Foundation; Speculative; Misstates the facts (64:18-27). FRE 602.
88	3	89	25	Hearsay. FRE 801, 802.
146	22	146	26	Misstates facts.
160	9	160	23	Hearsay. FRE 801, 802.

2. Counter Deposition Designations for Linda Halik:

Begin Page	Begin Line	End Page	End Line	
6	3	6	9	FRE 106
6	14	7	20	FRE 106
8	8	8	18	
9	4	9	11	

9	19	10	7	
10	20	10	22	
12	21	12	26	
14	15	15	8	
15	12	15	14	
18	6	18	9	FRE 106
19	20	19	22	FRE 106
20	4	20	6	
22	7 "can"	23	10	
24	3 "so"	24	5	
38	26	39	15	
40	19	41	12	FRE 106
42	4	42	6	
45	9	45	12	FRE 106
47	14	47	21	
48	17	48	19	FRE 106
50	5	50	19	
50	22	51	3	
51	23	52	3	FRE 106
54	5	54	9	FRE 106
57	13	57	19	FRE 106
63	22	63	26	FRE 106 with Humble's designation starting at 64/11
70	20	71	5	
74	22	74	25	
74	27	75	7	
79	23	79	25	FRE 106 with Humble's

				designation starting at 81/7
80	4	80	24	FRE 106 with Humble's designation starting at 81/7
81	3	81	6	FRE 106
82	16	82	19	FRE 106
83	23	84	7	FRE 106
90	21	91	3	
91	16	91	20	
91	24	92	19	
93	8	93	14	
94	9	94	19	
98	10	99	3	FRE 106
125	4 "When"	125	7	FRE 106
125	16	125	22	FRE 106
161	15	162	21	
162	23	162	25	
162	27	163	16	
163	18	166	12	
166	14	166	27	
167	4	170	18	
174	20 "but"	175	13	
176	12	177	10	
178	11	179	3	
179	5	179	12	
179	20	179	22	
179	24	179	24	

B. Cigna's Objections and Counter Designations for Robert Patterson**1. Deposition Objections to Robert Patterson:**

Begin Page	Begin Line	End Page	End Line	Objection
21	9	22	23	Incomplete designation
64	11	65	6	Relevance, Foundation. FRE 401, 402, 602
89	20	90	21	Relevance, Foundation, Incomplete designation. FRE 401, 402, 602, 106.
98	20	99	11	Relevance, Foundation Hearsay. FRE 401, 402, 602, 801, 802.
101	11	101	19	Hearsay, Attorney client privilege. FRE 801, 802, 502.
134	20	136	9	Hearsay. 801, 802.

2. Counter Deposition Designations to Robert Patterson:

Begin Page	Begin Line	End Page	End Line	
9	23	10	20	FRE 106
15	8	15	22	FRE 106
17	11	17	21	FRE 106
22	15	23	3	FRE 106. Starting with "A client" to end of answer.
34	10	34	13	FRE 106
35	9	35	19	FRE 106
37	9	37	13	FRE 106
37	18	38	12	FRE 106

39	20	41	2	FRE 106
41	11	41	18	FRE 106
42	10	42	12	FRE 106
51	6	51	7	FRE 106
51	10	51	12	FRE 106
61	8	61	16	FRE 106
66	6	66	8	FRE 106
69	20	71	9	FRE 106
74	2	75	24	FRE 106
78	17	78	19	FRE 106
78	22	78	24	FRE 106
79	2	79	2	FRE 106
92	14	92	16	FRE 106
136	10	136	15	*Subject to ruling on Cigna's objections to Humble's designation of 134/20 to 135/16 and 135/22 to 136/9
137	11	137	19	*Subject to ruling on Cigna's objections to Humble's designation of 134/20 to 135/16 and 135/22 to 136/9
141	17	142	11	FRE 106

Respectfully submitted,

ANDREWS KURTH LLP

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**ATTORNEYS FOR PLAINTIFFS
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CERTIFICATE OF SERVICE

On January 6, 2016, counsel for Cigna electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Southern District of Texas, using the electronic case filing system of the Court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

s/ Dena Palermo

Dena Palermo